



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Confirmation No.: 9303

John S. HENDRICKS et al.

Group Art Unit: 3621

Application No.: 09/289,957

Examiner: John M. WINTER

Filed: April 13, 1999

Attorney Docket No.: 026880-00024

For: ELECTRONIC BOOK ALTERNATIVE DELIVERY SYSTEM

**SUBMISSION OF TERMINAL DISCLAIMER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

March 12, 2007

Sir:

Submitted herewith for filing in the above-identified application is a Terminal Disclaimer.

Included in attached check number 461864 is the amount of \$130.00 for payment of the required fee. In the event that any additional fees are due with respect to this paper, please charge our Deposit Account Number 01-2300, referencing Attorney Docket Number 026880-00024.

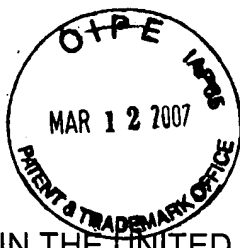
Respectfully submitted,

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Registration Number 55,478

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Enclosure: Terminal Disclaimer



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**TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

March 12, 2007

Sir:

Petitioner, **DISCOVERY COMMUNICATIONS, INC.**, having its place of business at **7700 Wisconsin Avenue, Bethesda, Maryland 20814**, represents that it is the assignee and owner of all right, title and interest in and to U.S. Patent Application Number **09/289,957**, filed **April 13, 1999**, for **ELECTRONIC BOOK ALTERNATIVE DELIVERY SYSTEM**, the assignment for the application being recorded in the U.S. Patent and Trademark Office on May 13, 1999, Reel 9946, Frame 0297.

Petitioner is also the assignee of all right, title and interest in and to U.S. Patent Number **5,986,690**, issued **November 16, 1999**, for **ELECTRONIC BOOK SELECTION AND DELIVERY SYSTEM**, the assignment for the application being recorded in the U.S. Patent and Trademark Office on December 16, 1994, Reel 007242, Frame 0392.

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Petitioner hereby disclaims the terminal part, if any, of a patent granted on U.S. Patent Application Number **09/289,957**, which would extend beyond the expiration date of any patent granted on U.S. Patent Number **5,986,690**, when issued, further, such patent shall be enforceable only during such period that the legal title to such patent shall be the same as the legal title to any patent granted on U.S. Patent Number **5,986,690**, this agreement to run with the patent granted on U.S. Patent Application Number **09/289,957**, and to be binding on its grantee, its successors, or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent granted on U.S. Patent Number **5,986,690** in the event that it later:

- expires for failure to pay a maintenance fee;

- is held unenforceable;

- is found invalid;

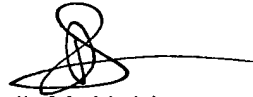
- is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a);

- has all claims cancelled by a reexamination certificate; or

- is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned on behalf of petitioner, **DISCOVERY COMMUNICATIONS, INC.**, hereby states and declares that I have the authority to execute this Terminal Disclaimer on behalf of the petitioner.

Respectfully submitted,

A handwritten signature in black ink, consisting of a stylized 'T' and 'N' with a horizontal line extending to the right.

Tarik M. Nabi  
Registration Number 55,478